

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Aberg *et al.*

Application No.: 09/039,260

Group Art Unit: 1623

Filed: March 16, 1998

Examiner: L. CRANE

For: COMPOSITIONS OF
DESCARBOETHOXYLORATADINE

Attorney Docket No.: 4821-306



**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated October 4, 2000 of the Primary Examiner finally rejecting claims 48, 50, 52-61, and 63-68 of the above-identified application.

The items checked below are appropriate:

1. ☒ An extension of time for responding to the final rejection for three (3) months:
☐ was filed on
☒ is submitted herewith.
2. ☐ A timely response to the final rejection has been filed.
3. ☒ A fee in the amount of \$310.00 is:
☒ Required.
☐ Not required (Fee paid in prior appeal).
4. ☐ Applicant has qualified for the 50% reduction in fee for an independent inventor, non profit organization or small business concern and a fee in the amount of \$155.00 is:
☐ Required.
☐ Not required (Fee paid in prior appeal).
5. ☒ Please charge the required fee, if any, to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,

Date April 4, 2001

Max Bachrach

45,479

(Reg. No.)

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For: Stanton T. Lawrence, III

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